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Attorneys for the United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA ) No. 09-0862 MHP  
v. )  
DONALD DANIELS, et al., )  
Defendants. )  
STIPULATION AND [PROPOSED]  
PROTECTIVE ORDER

The United States, through its counsel of record, and defendants Donald Daniels, Martin William Washburn, Tapani Koivunen, Sergei Vladimirovich Shkurkin, and Irina Rebegeneau, by and through their counsel of record, hereby agree and stipulate that the Government will provide discovery on the following conditions:

PROTECTIVE ORDER  
[CR 09-862 MHP]

1       1.       Protected Material

2           The discovery produced in this matter is deemed Protected Material. Possession of  
3       copies of the Protected Material is limited to the defendants, their attorneys of record, and  
4       investigators, paralegals, law clerks, translators, interpreters, experts and assistants for the  
5       attorneys of record (hereinafter collectively referred to as "members of the defense team").

6           The defendants, their attorneys of record, and members of the defense team acknowledge  
7       that providing copies of the Protected Material to other persons is prohibited, and agree not to  
8       duplicate or provide copies of the Protected Material to other persons. The defendants, their  
9       attorneys of record, and members of the defense team may show Protected Material to witnesses  
10      or prospective witnesses in conjunction with their defense of the defendants in this case. The  
11      defendants, their attorneys of record, and members of the defense team further acknowledge that  
12      they are prohibited from using the Protected Material for any purpose other than defending the  
13      defendant in the above-captioned matter. Any violation of these prohibitions constitutes a  
14      violation of the Protective Order. Further, the attorneys of record agree that prior to  
15      disseminating any copies of the Protected Material to members of the defense team, they will  
16      provide a copy of this Protective Order to members of the defense team.

17       2.       Contact with Certain Witnesses

18           The defendants agree that all contact with the witnesses Antti Koro, Kimmo Saaristo, and  
19       Jussi Knaapi will be subject to the following conditions: (1) any and all contact will be through  
20       counsel or an investigator working under the direct control of counsel; (2) defendants will not  
21       contact these witnesses directly; and (3) any and all interviews of or other substantive contacts  
22       with these witnesses will be conducted only upon the express consent of the witness.

23       3.       Nontermination

24           The provisions of this Order shall not terminate at the conclusion of this prosecution but  
25       only upon further order of this Court. Within 30 days of sentencing or the conclusion of any  
26       direct appeal, the defendants' attorneys of record shall return all copies of any Protected Material

1 (including all copies provided to the defendants, their attorneys of record, and members of the  
2 defense team) to the United States Attorney's Office for the Northern District of California.

3 SO STIPULATED.

4  
5 DATED: November 19, 2009

6 \_\_\_\_\_  
7 PETER B. AXELROD  
8 CHRISTINE Y. WONG  
9 Assistant United States Attorneys

10 KRISTA TONGRING  
11 Trial Attorney

12  
13 DATED: November 19, 2009

14 \_\_\_\_\_  
15 /s/  
16 MARY McNAMARA, ESQ.  
17 Attorney for DONALD DANIELS

18  
19 DATED: November 19, 2009

20 \_\_\_\_\_  
21 /s/  
22 NANCI CLARENCE, ESQ.  
23 Attorney for MARTIN WILLIAM  
24 WASHBURN

25  
26 DATED: November 19, 2009

27 \_\_\_\_\_  
28 /s/  
29 ANTHONY BRASS, ESQ.  
30 Attorney for DONALD DANIELS

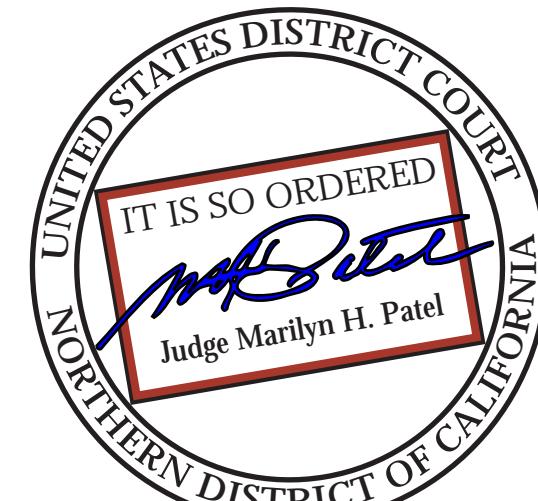
31  
32 DATED: November 19, 2009

33 \_\_\_\_\_  
34 /s/  
35 HARRY SINGER, ESQ.  
36 Attorney for TAPANI KOIVUNEN

37  
38 DATED: November 19, 2009

39 \_\_\_\_\_  
40 /s/  
41 WILLIAM J. PORTANOVA, ESQ.  
42 Attorney for SERGEI SHKURKIN

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46 //  
47 PROTECTIVE ORDER  
48 [CR 09-862 MHP]



## ORDER

IT IS SO ORDERED.

DATED: November \_\_, 2009

**HON. MARILYN H. PATEL**  
United States District Judge

PROTECTIVE ORDER  
[CR 09-862 MHP]